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May 2, 2008

Rachel L. Porter, Trademark Examiner
U. S. Patent and Trademark Office
Commissioner for Patents
Box 1450
Alexandria, Virginia 22313-1450

RE: U.S. Patent Application No. 09/748,359
Entitled "System and Method for Facilitating Selection of Benefits"

Dear Examiner Porter:

The undersigned represents the interests of Mr. Christopher Henchey who is described in the Patent Declaration as one of three inventors in the above-captioned matter.

We have become aware that a declaration under 37 CFR 1.131 has been made with your office. Please be advised that Mr. Henchey, although listed as one of the inventors, has not reviewed the declaration, did not sign the declaration nor does he represent that the statements contained in the declaration are true.

Mr. Henchey and this office were contacted earlier this year by a representative for a group who has an interest in this patent and asked to review his records. Mr. Henchey made the offer to review the records that were in the hands of the Choicelinx Company and/or their representatives. We did not hear from anyone with respect to that offer and next received a copy of the declaration by letter dated April 8, 2008 from David A. Gordon, representing Choicelinx Company, asking Mr. Henchey to review the declaration, execute the same and return it by noon on April 9, 2008.

Mr. Henchey was in New York on business on the 8th and did not return until late on April 9, 2008. We have also become aware that representations might be made that the would-be patent owners may have made representations that a good faith effort was made to obtain Mr. Henchey's signature and verification of the declaration. If that claim were made, Mr. Henchey

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wishes to make it clear that the company did not do so and he is not claiming any responsibility for the claims made in the declaration.

On behalf of Mr. Henchey, I want to make it clear that we reserve any rights that he may have with respect to this matter and offer that he would be happy to assist in this matter should you have any questions in this regard.

Thank you for your attention to this matter.

Sincerely,

Dictated but not read or signed

Richard E. Molan

REM/tec

Cc: David A. Gordon, Choicelinx
Chris Henchey